

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Revenue – Survey Settlements Department- Allegation of corruption against Sri Y. Raghunatha Rao, former Special Surveyor, Office of the Urban Land Ceiling, Guntur (now retired) – Trapped by Anti-Corruption Bureau on 17.06.1994 – Acquitted by the Anti-Corruption Bureau Court in C.C.No.8/1995 – Criminal Appeal No.885/2004 filed before the Hon'ble High Court - Dismissal of the Criminal Appeal No.885/2004 – Further action dropped - Regularization of suspension period from 14.07.1994 to 31.10.1995 as "**not on duty**" – orders issued.

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REVENUE (VIGILANCE-IV) DEPARTMENT

G.O.Rt.No. 607

Dated:21.04.2012

Read the following:-

1. From the D.G., A.C.B., Hyderabad, Letter Rc.No.87/RCT-VGT/94, dt.05.10.1994.
2. G.O.Ms.No.65, Revenue (SS) Department, dt.21.02.1995.
3. Judgment dt.04.08.2003 in CC No. 8/1995 of Spl. Judge for SPE & ACB cases, Vijayawada.
4. From the High Court orders dt.09.06.2011 in Criminal Appeal No.885/2004.
5. From Sri Y.Raghunadha Rao, Special Surveyor (Retired), representation dt.28.07.2011.
6. From Commissioner, S.S. & L.Rs., Hyd., Lr.Rc.No. K1/3280/ 2011, dt.05.09.2011.
7. From the D.G., A.C.B., Hyderabad, letter Rc.No. 87/RCT-VGT/94-S-17, dt.19.09.2011.

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ORDER:-

Sri Y. Raghunatha Rao, former Special Surveyor, Office of the Urban Land Ceiling, Guntur was trapped by Anti-Corruption Bureau on 17.06.1994, when he demanded and accepted bribe for illegal gratification. In the reference 2nd read above, sanction was accorded to prosecute Sri Y. Raghunatha Rao, former Special Surveyor, Office of the Urban Land Ceiling, Guntur (now retired) in a court of competent jurisdiction and charge sheet was filed before the Anti-Corruption Bureau Court, Vijayawada vide C.C.No.8/95.

2. In his Judgement 3rd read above, the Hon'ble Special Judge for SPE & Anti-Corruption Bureau cases, Vijayawada has found him not guilty of the charges framed under Sections 7 & 13(2) read with Section 13(1) (d) of the Prevention of Corruption Act, 1988 and acquitted under section 248(1) Criminal Procedure Code. A Criminal Appeal No. 885/2004 was filed before the Hon'ble High Court of Andhra Pradesh, against the Judgement of Anti-Corruption Bureau Court, Vijayawada dt.04.08.2003 in C.C.No.8/95. In the orders 4th read above, the Hon'ble High Court has dismissed the Criminal Appeal No.885/2004 filed by the Director General, Anti-Corruption Bureau, Hyderabad. In the representation 5th read above Sri Y. Raghunadha Rao, Special Surveyor (Retired) has represented for the payment of full salary with all subsequent allowances keeping in view of judgment of Hon'ble High Court of Andhra Pradesh, dt.09.06.2011.

(P.T.O.)

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3. Government, after careful examination of the matter have opined that there are no grounds to prefer an appeal against the orders of Hon'ble High Court of Andhra Pradesh, dt.09.06.2011 in Criminal Appeal No.885/2004. Accordingly, the Government hereby drop further action against Sri Y. Raghunadha Rao, former Special Surveyor (now retired), Office of the Urban Land Ceiling, Guntur District. The suspension period of the individual from 14.07.1994 to 31.10.1995 is regularized as **"Not on Duty"** under F.R.54-B (5) and (7) as his suspension cannot be considered as unjustified since the test conducted on the hand fingers of the Accused Officer and the pant proved positive and bribe amount was recovered and he was acquitted by the Court by giving benefit of doubt and not on merits.

4. The Commissioner, Survey Settlements & Land Records, Hyderabad shall take necessary further action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Y.Raghunatha Rao, former Special Surveyor,
Office of the Urban Land Ceiling, Guntur District
through the Commissioner, Survey Settlements &
Land Records, Hyderabad.

The Commissioner, Survey Settlements & Land Records,
Hyderabad.

Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary to Vigilance commissioner,
A.P.Vigilance Commission.

S.c./ S.f.

// FORWARDED :: BY ORDER //

SECTION OFFICER